

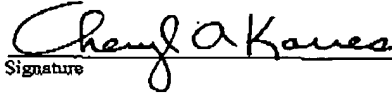
#16

CERTIFICATION OF FACSIMILE TRANSMISSION

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Cheryl A. Karres

Type or print name of person signing certification


SignatureDecember 10, 2003
Date

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)	: Alborn, et al.)	
Serial No.	: 09/833,647)	
Filed	: April 18, 2001)	Group Art Unit:
)	1623
For	: PROCESS FOR PREPARING LIPID II)	Examiner:
)	Patrick T. Lewis
Docket No.	: X-13168)	

PETITION TO REVIVE UNDER 37 C.F.R. §1.137 (b)

Attention: Office of Petitions
Commissioner for Patents
Mail Stop DAC
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application was abandoned for failure to prosecute. Applicants respectfully state that the delay was unintentional, and petitions that the application be revived and reinstated as a pending application. Applicants further state that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

A proposed response accompanies this petition.

Please charge the amount of \$1,330 [the fee under 1.17(m)] to cover the cost of this Petition and charge any additional fees which may be required by this or any other related paper, or credit any overpayment to Deposit Account No. 05-0840]. An original and two copies of this paper are enclosed.

07/27/2005 AKELLEY 00000036 050840 09833647

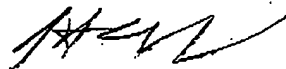
01 FC:1453 1330.00 DA

Serial No. 09/833,647

-2-

Applicants request favorable action on this petition.

Respectfully submitted,



John A. Cleveland, Jr., Ph.D.

Attorney for Applicant(s)

Registration No. 50,697

Phone: 317-276-0307

Eli Lilly and Company

Patent Division/JAC

P.O. Box 6288

Indianapolis, Indiana 46206-6288

Please type a plus sign (+) inside this box → ☐

FTO/SB/17 (12/97)

Approved for use through 09/30/00. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL		Complete if Known	
Note: Effective November 10, 1998. Patent fees are subject to annual revision.		Application Number	09/833,647
TOTAL AMOUNT OF PAYMENT (\$1330.00)		Filing Date	April 18, 2001
METHOD OF PAYMENT (check one)		First Named Inventor	William Alborn
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:		Group Art Unit	1623
Deposit Account Number: 05-0840		Examiner Name	Patrick T. Lewis
Deposit Account Name: Eli Lilly and Company		Attorney Docket Number	X-13168
2. <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17		FEE CALCULATION (continued)	
<input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance		3. ADDITIONAL FEES	
2. <input type="checkbox"/> Payment Enclosed:		Large Fee Code	
<input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		Entity Fee Code	
FEE CALCULATION		Small Fee Code	
1. FILING FEE		Entity Fee Code	
Large Fee Code		Fee Description	
Entity Fee Code		Fee Paid	
Small Fee Code		105 130 205 65 Surcharge-late filing fee or oath	
Description		127 50 227 25 Surcharge-late provisional filing fee or cover sheet.	
101 770 201 385 Utility filing fee		139 130 139 130 Non-English specification	
106 340 206 170 Design filing fee		147 2,520 147 2,520 For filing a request for reexamination	
107 530 207 265 Plant filing fee		112 920* 112 920* Requesting publication of SR prior to Examiner action	
108 770 208 385 Reissue filing fee		113 1,840 113 1,840* Requesting publication of SR after Examiner action	
114 160 214 80 Provisional filing fee		115 110 215 55 Extension for reply within first month	
SUBTOTAL (1) (\$)		116 420 216 210 Extension for reply within second month	
2. CLAIMS		117 950 217 475 Extension for reply within third month	
Total Claims		118 1,480 218 740 Extension for reply within fourth month	
Independent Claims		128 2,010 228 1,005 Extension for reply within fifth month	
Multiple Dependent Claims (first time)		119 230 219 165 Notice of Appeal	
Large Fee Code		120 330 220 165 Filing a brief in support of an appeal	
Entity Fee Code		121 290 221 145 Request for oral hearings	
Small Fee Code		138 1,510 138 1,510 Petition to institute a public use proceeding	
Description		140 110 240 55 Petition to revive-unavoidable	
102 86 202 43 Independent claims in excess of 3		141 1,330 241 665 Petition to revive-unintentional	
104 290 204 145 Multiple dependent claim		142 1,330 242 665 Utility issue fee (or reissue)	
109 86 209 43 Reissue independent claims over original patent		143 480 243 240 Design Issue Fee	
110 18 210 9 Reissue claims in excess of 20 and over original patent		144 640 244 320 Plant Issue Fee	
SUBTOTAL (2) (\$)		122 130 122 130 Petitions to the Commissioner	
**or number previously paid, if greater; For Reissues, see above		123 50 123 50 Petitions related to provisional applications	
SUBMITTED BY		126 180 126 180 Submission of Information Disclosure Stmt.	
Typed Name: John A. Cleveland, Jr.		581 40 581 40 Recording each patent assignment per property (times number of properties)	
Signature: <i>[Signature]</i>		146 770 246 385 Filing a submission after final rejection (37 CFR 1.129(a))	
CERTIFICATION OF FACSIMILE TRANSMISSION		149 770 249 385 For each additional invention to be examined (37 CFR 1.129(b))	
I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.		179 770 279 385 Request for Continued Examination (RCE)	
By: Cheryl A. Karzes		169 900 169 900 Request for expedited examination of a design application	
Date: December 10, 2003		Other fee (specify): Terminal Disclaimer 1.221	
Cheryl A. Karzes		Other fee (specify):	
SUBTOTAL (3) (\$1330.00)		*Reduced by Basic Filing Fee Paid	
SUBMITTED BY		SUBTOTAL (3) (\$1330.00)	
Typed Name: John A. Cleveland, Jr.		Complete (if applicable)	
Signature: <i>[Signature]</i>		Reg. Number: 50,697	
Date: December 10, 2003		Date: December 10, 2003	

OFFICIAL*Lilly***Fax**

Eli Lilly and Company
Lilly Corporate Center
Indianapolis, Indiana 46285
U.S.A.

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Lilly Law Division

To: USPTO

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Company:
Fax: 703-872-9306
Phone:
Date: 12-10-03

From: John A. Cleveland, Jr.
Fax: (317) 276-3861
Phone: (317) 276-0307
Total Pages: 18

Subject: Serial No. 09/833,647; Docket No. X-13168

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Answers That Matter.